IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 3RD APRIL 2007 / 13TH CHAITHRA 1930

Crl.Rev.Pet.No. 1473 of 2007()

CRA.189/2005 of ADDL. DISTRICT & SESSIONS COURT (ADHOC I), PATHANAMTHITTA

CC.255/2004 of JUDL.MAGISTRATE OF FIRST CLASS COURT-I, PATHANAMTHITTA

.....

REVN. PETITIONER: APPELLANT/ACCUSED

SARASAMMA PILLAI, W/O.KUNJUKUTTY AMMA,
AGED 52 YEARS, PADIKKAVEETTIL HOUSE,
MUTTAM P.O., THUMPAMON, ADOOR, PATHANAMTHITTA DISTRICT.

BY ADV. SRI.K.S.HARIHARAPUTHRAN

RESPONDENTS: COMPLAINANT AND STATE

---

1. SHAJI VARGHESE, KALEEKKAL HOUSE,
THUMPAMON P.O., ADOOR, PATHANAMTHITTA DISTRICT.

2. STATE OF KERALA, REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 03/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

==========

CRL. R.P. NO. 1473 OF 2007

==========

Dated this the 3rd day of April 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs.45,000/- vide section 357(3) Cr.P.C.

2. The revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till rising of the court and to pay a compensation of Rs.45,000/- vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for three months. The revision petitioner is granted four months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before Judicial First Class Magistrate-I, Pathanamthitta on **03.08.2007** to receive sentence.

The Crl.R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

RV